

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

**NATIONWIDE MUTUAL INSURANCE  
COMPANY,**

Plaintiff,

**V.**

**CIVIL ACTION NO. 3:09cv211**

**BOYD CORPORATION and  
RAMBLEWOOD FOREST, LLC, et al.,**

Defendants.

## NOTICE OF APPEAL

Notice is hereby given that Boyd Corporation and Ramblewood Forest, LLC , defendants in the above-captioned matter, hereby appeal to the United States Court of Appeals for the Fourth Circuit from the Memorandum Opinion and Order entered on January 25, 2010, signed by the Honorable Henry E. Hudson [Docket Nos. 41 and 42, respectively].

Dated: February 2d, 2010

Respectfully submitted,

BOYD CORPORATION and  
RAMBLEWOOD FOREST, LLC

By /s/ R. Johan Conrod, Jr.

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**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing Notice of Appeal will be electronically filed with the Clerk of Court using the CM/ECF system on the 2d day of February, 2010, which will send a notification of such filing (NEF) to the following:

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